In the High Court of Punjab & Haryana at Chandigarh.

Civil Writ Petition No.7048 of 2004.

Date of decision : October 4, 2007.

R.M.Gupta ... Petitioner

vs

High Court of Punjab & Haryana at Chandigarh through its Registrar General. ...Respondent.

Coram: **Hon'ble Mr. Justice K.S.Garewal.**
Hon'ble Mr. Justice R.S.Madan.

Present: Mr.Sanjiv Bansal, Advocate, for the petitioner.
Mr.Anupam Gupta,Advocate, for the respondent.

K.S.Garewal, J (Oral).

The petitioner is facing prosecution before the Special Judge, Chandigarh, in a case arising out of RC No.14 (A)/2003-CBI/CHG dated May 9, 2003 and under Section 120-B IPC read with Section 7, 13 (1) (d) and 13 (2) of the Prevention of Corruption Act, 1988.

Learned counsel for the petitioner contends that the trial is at an advanced stage. Prosecution evidence has been concluded, the case stands adjourned for October 17, 2007 for recording the statement of a court witness, thereafter the trial shall be listed for defence evidence. The trial is likely to be concluded by December 31, 2007. The submission of the learned counsel is that if the departmental proceedings are concluded against him before the trial reaches the stage of decision, the order of the disciplinary authority may prejudice the verdict to be given at the trial.

In view of the above, it is directed that the departmental proceedings shall continue but the final decision by the disciplinary authority shall not be taken until December 31, 2007, the date by which the trial is likely to be concluded. It is clarified that no extension shall be

granted in case the trial is not concluded on December 31, 2007. However, in case the trial continues beyond this date for reasons not attributable to the petitioner, the order shall remain in operation till January 15, 2008 but lapse thereafter.

Disposed of in the above terms.

(K.S.Garewal)
Judge

October 4, 2007.
vs.

(R.S.Madan)
Judge.